



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 20277  
Emmanuel KANTERAKIS, et al. : Confirmation Number: 9105  
Application No.: 10/667,665 : Group Art Unit: 2631  
Filed: September 23, 2003 : Allowed: August 25, 2005  
: Examiner: T. Bocure  
For: COMMON PACKET CHANNEL

**COMMENTS RESPONSIVE TO STATEMENT OF  
REASONS FOR ALLOWANCE  
UNDER 37 C.F.R. § 104(e)**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

A Statement of Reasons for Allowance accompanied the August 25, 2005 Notice of Allowability regarding the above-identified application. Entry of that Statement into the record should not be construed as any agreement with or acquiescence by Applicants in the stated reasoning.

The Statement repeats claim 5, verbatim, with underlining of paragraphs (d) and (e). Although there are similarities between the independent claims, they are not identical. It is submitted that each claim is independently patentable in its own right, not just for one general reason as suggested by the Statement. Also, the patentable language of the allowed claims is already of record in the case and is adequately clear. Repetition of the language of one of the claims in the Statement adds nothing substantive to the

record and should not create any narrowing interpretation or estoppel with regard to any of the allowed claims or any element thereof.

It is respectfully submitted that the allowed claims should be entitled to the broadest reasonable interpretation and to the broadest range of equivalents that are appropriate in light of the language of the claims and the supporting disclosure, without reference to the Statement of Reasons for Allowance.

To the extent necessary, if any, a petition for an extension of time under 37 C.F.R. § 1.136 hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Keith E. George  
Registration No. 34,111

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
Phone: 202.756.8000 KEG:MWE  
Facsimile: 202.756.8087  
**Date: November 16, 2005**

**Please recognize our Customer No. 20277  
as our correspondence address.**